

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

KAREEM J. HOWELL,

Plaintiff,

v.

J. MAGANA, et al.,

Defendants.

No. 1:24-cv-00661-SAB (PC)

ORDER DISMISSING ACTION PURSUANT
TO PLAINTIFF'S NOTICE OF VOLUNTARY
DISMISSAL

(ECF No. 9)

Plaintiff is proceeding pro se and in forma pauperis in this action filed pursuant to 42 U.S.C. § 1983.

On August 19, 2024, Plaintiff filed a notice of voluntary dismissal. (ECF No. 9.) The Court construes this as a voluntary dismissal pursuant to Federal Rule of Civil Procedure 41(a)(1)(i). At this stage in the proceedings, Plaintiff has the absolute right to dismiss his claims, without prejudice. Duke Energy Trading and Marketing, L.L.C. v. Davis, 267 F.3d 1042, 1049 (9th Cir. 2001). The filing of the notice itself has the effect of closing the action, and the Court no longer has jurisdiction over the claims. Id.

Accordingly, the Clerk of the Court is HEREBY DIRECTED to close this file pursuant to Plaintiff's notice of voluntary dismissal filed on August 19, 2024.

IT IS SO ORDERED.

Dated: August 20, 2024


UNITED STATES MAGISTRATE JUDGE